

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mark K. Russell et al.

Serial No.: **10/736,385**

Examiner: **Szekely, Peter A.**

Filed: **December 15, 2003**

Art Unit: **1714**

For: **Phosphite Additives In
Polyolefins**

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(c)

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The owner, Phillips Petroleum Company, of 100% percent right, title, and interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** number 6,680,351 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date

I hereby certify that this correspondence is being deposited with the United States Postal Service via First Class Mail with sufficient postage addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on **June 16, 2006**.

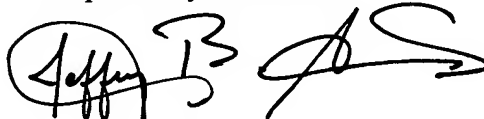

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of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as the term of said prior patent is presently shortened by any terminal disclaimer, in the event that said prior patent later expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

The Commissioner is hereby authorized to charge the terminal disclaimer fee of \$130.00 under 37 C.F.R. § 1.20(d), any deficiencies which may be required, or credit any overpayment, to Deposit Account Number 09-0528.

The undersigned attorney of record is empowered to act on behalf of the owner of the instant application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jeffery B. Arnold", with a stylized flourish at the end.

By: Jeffery B. Arnold
Reg. No. 39,540

Date: June 16, 2006

WOMBLE CARLYLE SANDRIDGE & RICE, PLLC
P.O. Box 7037
Atlanta, Georgia 30357-0037
Direct Telephone: (404) 879-2433
Direct Facsimile: (404) 879-2933
Firm Telephone: (404) 872-7000

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